

Margaret A. McLetchie, Nevada Bar No. 10931  
Alina M. Shell, Nevada Bar No. 11711  
**MCLETCHEE SHELL LLC**  
701 East Bridger Ave., Suite 520  
Las Vegas, NV 89101  
Telephone: (702) 728-5300  
Facsimile: (702) 425-8220  
Email: maggie@nvlitigation.com  
*Attorneys for Plaintiff, Brandyn Gayler*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

BRANDYN GAYLER,

Plaintiff,

VS.

## HIGH DESERT STATE PRISON, et al.,

## Defendants.

Case No.: 2:14-cv-00769-APG-CWH

**STIPULATION AND ORDER FOR**  
**AN EXTENSION OF TIME FOR**  
**PLAINTIFF TO RESPOND TO**  
**DEFENDANTS' RENEWED**  
**MOTION FOR SUMMARY**  
**JUDGMENT (ECF No. 110)**

### **(First Request)**

COME NOW, the parties, by and through their undersigned counsel of record, and hereby agree and stipulate to extend the time for Plaintiff Brandyn Gayler to file his Response to Defendants' Renewed Motion for Summary Judgment (ECF No. 110), which is currently due on August 21, 2017, be extended to and including **September 20, 2017**.

This Stipulation for an extension of time is not sought for any improper purpose or other purpose of delay, but in the interest of effectively representing Plaintiff's interests in this matter. This is the first request for an extension of time in this matter.

This stipulation is made because deadlines and work in other matters interfere with the preparation of the response in this matter. Specifically, on August 4, 2017, counsel for Plaintiff filed a third amended complaint in *Trost v. State of Nevada, et al.*, 3:14-cv-006611-MMD-WGC, and subsequently filed a corrected third amended complaint and errata on August 17, 2017. Counsel for Plaintiff also filed a response to an emergency motion for stay

1       in *Clark County School District v. Las Vegas Review-Journal*, Nev. S. Ct. Case No. 73525  
2       on August 4, 2017. Counsel also filed an answering brief in *The State of Nevada, et al. v.*  
3       *Jason Lewis Neary*, Nev. S. Ct. Case No. 72578 on August 11, 2017, and a reply brief in  
4       *Stephen Gerald Martin v. State of Nevada, et al.*, Nev. S. Ct. Case No. 71806 on August 14,  
5       2017. In addition, counsel for Plaintiff conducted depositions in *Las Vegas Review-Journal*  
6       *v. Clark County School District*, Eighth Judicial District Court Case No. A-17-750151-W on  
7       August 17, 2017, and August 18, 2017. Counsel for Plaintiff also has a reply due on August  
8       25, 2017 in *Does 1-17 v. Laxalt*, Nev. S. Ct. Case No. 70704, as well as deadlines in several  
9       other state court matters.

10              Plaintiff will file his Response to Defendants' Renewed Motion for Summary  
11       Judgment as soon as possible, no later than September 20, 2017.

12              DATED this 18<sup>th</sup> day of August, 2017.              DATED this 18<sup>th</sup> day of August, 2017.

13              OFFICE OF THE ATTORNEY GENERAL      MCLETCHIE SHELL LLC

14  
15  
16       /s/ D. Randall Gilmer  
17       D. Randall Gilmer, NBN 14001  
18       555 E. Washington Ave.  
19       Suite 2600  
20       Las Vegas, NV 89101  
21       Attorney for Defendants

22  
23  
24  
25  
26       /s/ Alina M. Shell  
27       Margaret A. McLetchie, NBN 10931  
28       Alina M. Shell, NBN 11711  
29       701 East Bridger Ave., Suite 520  
30       Las Vegas, NV 89101  
31       Attorneys for Plaintiff

22              **ORDER**

23              IT IS SO ORDERED.

24              Dated: August 21, 2017.



25              \_\_\_\_\_  
26              UNITED STATES DISTRICT JUDGE  
27  
28